

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Local Government and Elections, to which was referred House Bill No. 1379, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
2 paragraph and insert:
3 "SECTION 1. IC 36-2-7-10, AS AMENDED BY P.L.169-2006,
4 SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5 JULY 1, 2007]: Sec. 10. (a) The county recorder shall tax and collect
6 the fees prescribed by this section for recording, filing, copying, and
7 other services the recorder renders, and shall pay them into the county
8 treasury at the end of each calendar month. The fees prescribed and
9 collected under this section supersede all other recording fees required
10 by law to be charged for services rendered by the county recorder.
11 (b) The county recorder shall charge the following:
12 (1) Six dollars (\$6) for the first page and two dollars (\$2) for each
13 additional page of any document the recorder records if the pages
14 are not larger than eight and one-half (8 1/2) inches by fourteen
15 (14) inches.
16 (2) Fifteen dollars (\$15) for the first page and five dollars (\$5) for
17 each additional page of any document the recorder records, if the
18 pages are larger than eight and one-half (8 1/2) inches by fourteen
19 (14) inches.
20 (3) For attesting to the release, partial release, or assignment of
21 any mortgage, judgment, lien, or oil and gas lease contained on a

- 1 multiple transaction document, the fee for each transaction after
2 the first is the amount provided in subdivision (1) plus the amount
3 provided in subdivision (4) and one dollar (\$1) for marginal
4 mortgage assignments or marginal mortgage releases.
- 5 (4) One dollar (\$1) for each cross-reference of a recorded
6 document.
- 7 (5) One dollar (\$1) per page not larger than eight and one-half (8
8 1/2) inches by fourteen (14) inches for furnishing copies of
9 records and two dollars (\$2) per page that is larger than eight and
10 one-half (8 1/2) inches by fourteen (14) inches.
- 11 (6) Five dollars (\$5) for acknowledging or certifying to a
12 document.
- 13 (7) Five dollars (\$5) for each deed the recorder records, in
14 addition to other fees for deeds, for the county surveyor's corner
15 perpetuation fund for use as provided in IC 32-19-4-3 or
16 IC 36-2-12-11(e).
- 17 (8) A fee in an amount authorized under IC 5-14-3-8 for
18 transmitting a copy of a document by facsimile machine.
- 19 (9) A fee in an amount authorized by an ordinance adopted by the
20 county legislative body for duplicating a computer tape, a
21 computer disk, an optical disk, microfilm, or similar media. This
22 fee may not cover making a handwritten copy or a photocopy or
23 using xerography or a duplicating machine.
- 24 (10) A supplemental fee of three dollars (\$3) for recording a
25 document that is paid at the time of recording. The fee under this
26 subdivision is in addition to other fees provided by law for
27 recording a document.
- 28 (11) Three dollars (\$3) for each mortgage on real estate recorded,
29 in addition to other fees required by this section, distributed as
30 follows:
- 31 (A) Fifty cents (\$0.50) is to be deposited in the recorder's
32 record perpetuation fund.
- 33 (B) Two dollars and fifty cents (\$2.50) is to be distributed to
34 the auditor of state on or before June 20 and December 20 of
35 each year as provided in IC 24-9-9-3.
- 36 (c) The county recorder shall charge a two dollar (\$2) county
37 identification security protection fee for recording or filing a document.
38 This fee shall be deposited under IC 36-2-7.5-6.
- 39 (d) The county treasurer shall establish a recorder's records
40 perpetuation fund. All revenue received under **section 10.1 of this**
41 **chapter and** subsection (b)(5), (b)(8), (b)(9), and (b)(10), and fifty
42 cents (\$0.50) from revenue received under subsection (b)(11), shall be

1 deposited in this fund. The county recorder may use any money in this
 2 fund without appropriation for the preservation of records and the
 3 improvement of record keeping systems and equipment. **Money from**
 4 **the fund may not be deposited into the county general fund and**
 5 **does not revert to the county general fund at the end of a fiscal**
 6 **year."**

7 Page 2, line 20, strike "(1)".

8 Page 2, line 20, delete "Ten".

9 Page 2, line 20, strike "cents".

10 Page 2, line 20, delete "\$0.10".

11 Page 2, line 20, strike "per page for a recorded".

12 Page 2, strike lines 21 through 22.

13 Page 2, line 23, strike "(2)".

14 Page 2, line 23, delete "Ten".

15 Page 2, line 23, strike "cents".

16 Page 2, line 23, delete "\$0.10".

17 Page 2, line 23, strike "per recorded document for a".

18 Page 2, strike lines 24 through 25.

19 Page 2, between lines 25 and 26, begin a new line block indented
 20 and insert:

21 **"(1) For a recorded document, including the index of the**
 22 **instrument number or book and page, or both, for retrieving**
 23 **the recorded document:**

24 **(A) after June 30, 2007, and before July 1, 2009, seven**
 25 **cents (\$0.07) per page;**

26 **(B) after June 30, 2009, and before July 1, 2011, nine cents**
 27 **(\$0.09) per page; and**

28 **(C) after June 30, 2011, ten cents (\$0.10) per page.**

29 **(2) For a copy of the other indices used by the county recorder**
 30 **for finding, retrieving, and viewing a recorded document:**

31 **(A) after June 30, 2007, and before July 1, 2009, seven**
 32 **cents (\$0.07) per recorded document;**

33 **(B) after June 30, 2009, and before July 1, 2011, nine cents**
 34 **(\$0.09) per recorded document; and**

- 1 **(C) after June 30, 2011, ten cents (\$0.10) per recorded**
- 2 **document."**
- 3 Renumber all SECTIONS consecutively.
(Reference is to HB 1379 as printed February 7, 2007.)

and when so amended that said bill do pass .

Committee Vote: Yeas 9, Nays 1.

Senator Lawson C, Chairperson